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APR 21 2004

In re Application of
Maguire
Application No. 10/715,383
Filed: November 19, 2003
Attorney Docket No. 84720 2712 KAW

OFFICE OF PETITIONS
ON PETITION

This is a decision on the petition, filed February 19, 2004, requesting, in effect, withdrawal of the Notice of Omitted Item(s) in a Nonprovisional Application (Notice), mailed February 13, 2004. The petition will be treated under 37 CFR 1.53(e).

The petition under 37 CFR 1.53(e) is **DISMISSED**. Any further reconsideration must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted.

The application was filed on November 19, 2003. On February 13, 2004, the Office of Initial Patent Examination mailed a Notice informing petitioner that Figures 7-10 described in the specification appeared to have been omitted.

In response to the Notice, petitioner filed the present petition. Petitioner requests that Figures 7-10 be accorded a filing date of November 19, 2003 on the basis that 4 sheets of formal drawing figures, including Figures 7-10, were received in the Patent and Trademark Office (PTO) on November 19, 2003.

Unfortunately, the instant petition is incomplete. The supporting evidence cited in the petition, the stamped filing receipt, cannot be located. Petitioner is requested to submit another copy of the stamped filing.

The application file will be retained in the Office of Petitions until the stamped filing receipt is re-submitted

Further correspondence with respect to this matter should be addressed as follows:

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Any inquiries pertaining to this matter may be directed to the undersigned at (703) 308-6712.



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